

Ordinance No. 18203-07-2008

AN ORDINANCE INCREASING ESTIMATED RECEIPTS AND APPROPRIATIONS IN THE GRANTS FUND IN THE AMOUNT OF \$372,965 SUBJECT TO RECEIPT OF AN EXECUTED INTERLOCAL AGREEMENT AMENDMENT WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY FOR THE PURPOSE OF FUNDING THE OPERATION OF LOCAL AIR POLLUTION MONITORS; PROVIDING FOR A SEVERABILITY CLAUSE; MAKING THIS ORDINANCE CUMULATIVE OF PRIOR ORDINANCES IN CONFLICT HERewith; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

SECTION 1.

That in addition to those amounts allocated to the various City departments for Fiscal Year 2008-2009, there shall also be increased estimated receipts and appropriations in the Grants Fund in the amount of \$372,965 subject to receipt an executed interlocal agreement amendment with the Texas Commission on Environmental Quality for the purpose of funding the operation of local air pollution monitors.

SECTION 2.

That should any portion, section or part of a section of this ordinance be declared invalid, inoperative or void for any reason by a court of competent jurisdiction, such decision, opinion or judgment shall in no way impair the remaining portions, sections, or parts of sections of this ordinance, which said remaining provisions shall be and remain in full force and effect.


SECTION 3.

That this ordinance shall be incorporated into the ordinance of the municipal government of the City of Fort Worth for the ensuing Fiscal Year beginning October 1, 2008, and ending September 30, 2009, and all other ordinances and appropriations amending the same except in those instances where the provisions of this ordinance are in direct conflict with such other ordinances and appropriations, in which instance said conflicting provisions of said prior ordinances and appropriations are hereby expressly repealed.

SECTION 4.

This ordinance shall take effect upon adoption.

APPROVED AS TO FORM AND LEGALITY:


Assistant City Attorney

ADOPTED AND EFFECTIVE: July 29, 2008

City of Fort Worth, Texas
Mayor and Council Communication

COUNCIL ACTION: Approved on 7/29/2008 - Ord. No. 18203-07-2008

DATE: Tuesday, July 29, 2008

LOG NAME: 52TCEQ_BIO#3

REFERENCE NO.: **C-22944

SUBJECT:

Authorize Execution of Amendment No. 3 to City Secretary Contract No. 33784 Interlocal Agreement with the Texas Commission on Environmental Quality for the Operation of Local Air Pollution Monitors and Adopt Appropriation Ordinance

RECOMMENDATION:

It is recommended that the City Council:

1. Authorize the City Manager to execute Amendment No. 3 to City Secretary Contract No. 33784 with the Texas Commission on Environmental Quality (TCEQ) extending the contract time through August 31, 2009 and increasing the not to exceed amount from \$895,181 to \$1,268,146;
2. Adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Grant Fund in the amount of \$372,965 in FY 2008-2009, subject to receipt of an executed interlocal agreement amendment; and
3. Apply indirect cost at the rate of 21.48 percent in accordance with the terms of the interlocal agreement.

DISCUSSION:

In 2003 the United States Environmental Protection Agency launched a new air monitoring network. The Texas Commission on Environmental Quality has been designated as the administering agency. Since the inception of this new monitoring program, the TCEQ has contracted with the City for operation and maintenance of the monitoring equipment.

The City will be responsible for retrieving the sampling data, sending it for analysis and performing regular audit and maintenance activities on the equipment under the terms of this agreement.

This amendment extends the term of the contract through August 31, 2009 and increases the not to exceed amount of the contract from \$895,181 to \$1,268,146.

FISCAL INFORMATION/CERTIFICATION:

The Finance Director certifies that upon approval of the above recommendations, receipt of grant funds, and adoption of the attached appropriation ordinance, funds will be available in the current operating budget, as appropriated, of the Grants Fund. Funds will be reimbursed by grantor after expenditures are made.

TO Fund/Account/Centers

FROM Fund/Account/Centers

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2) GR76 5 \$372,965.00
(VARIOUS) 052412119030

Submitted for City Manager's Office by:

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